

## **EXHIBIT A**



of a social media post or video published by Defendant that disparages or otherwise portrays any of the Plaintiffs or BlackOxygen Organics products in a negative light that has not previously been removed by Defendant, then Defendant shall remove such post or video within ten (10) days following receipt of Plaintiffs' notice.

- b. Remove all known social media posts and videos published by Defendant on all internet and social media platforms, including but not limited to Facebook, TikTok, LinkedIn, Instagram and YouTube, that disparage or otherwise portray any BlackOxygen Organics Brand Partners in a negative light. If, following entry of this Agreed Permanent Injunction and Final Judgment, any Plaintiff provides written notice to Defendant of a social media post or video published by Defendant that disparages or otherwise portrays any BlackOxygen Organics Brand Partner in a negative light that has not previously been removed by Defendant, then Defendant shall remove such post or video within ten (10) days following receipt of Plaintiffs' notice.
- c. Permanently cease all use of any internet domain or website that contains the name "BlackOxygen."
- d. Cease selling any product that contains the name "BlackOxygen."
- e. Cease all communication with any of the Plaintiffs.
- f. Cease all communication with any BlackOxygen Organics Brand Partners who have requested that Defendant stop communicating with them.

2. Defendant David Bykowski is permanently enjoined from taking any action expressly prohibited in this Agreed Permanent Injunction and Final Judgment.

3. This Court shall retain jurisdiction of the parties for enforcement of the terms of this Agreed Permanent Injunction and Final Judgment.

4. The above-styled lawsuit, including all claims asserted therein, is hereby DISMISSED WITH PREJUDICE.

SIGNED: November \_\_\_\_\_, 2021.

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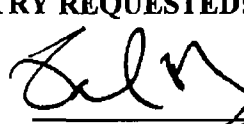
XAVIER RODRIGUEZ  
UNITED STATES DISTRICT JUDGE

**AGREED AS TO FORM AND CONTENT AND ENTRY REQUESTED:**

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